

**SUMMARY OF CASES ACCEPTED
DURING THE WEEK OF SEPTEMBER 21, 1998**

[This news release is issued to inform the public and the press of cases that the Supreme Court has accepted and of their general subject matter. The description or descriptions set out below do not necessarily reflect the view of the court or define the specific issues that the court will address.]

#98-132 People v. Hoover, S072374. (E020011; 64 Cal.App.4th 1422.)
Petition for review after the Court of Appeal affirmed a judgment of conviction of criminal offenses. This case presents an issue concerning whether the admission of evidence of prior acts of domestic violence to show propensity violates due process, which is related to an issue before the court in People v. Falsetta, S071521 (#98-107), and People v. Ritson, S071200 (#98-108).

#98-133 People v. Ray, S071999. (A077757; 64 Cal.App.4th 868.)
Petition for review after the Court of Appeal reversed an order dismissing criminal charges. This case is concerned with the standards under which the police may enter a residence without a warrant because of concern for the safety of the residents or their property.

#98-134 Sierra Club v. San Joaquin Local Agency Formation Com. S072212. (C027361; 64 Cal.App.4th 1320.) Petition for review after the Court of Appeal affirmed the dismissal of a civil action. This case concerns whether, under the doctrine of exhaustion of administrative remedies, opponents of a decision of a

local agency formation commission must seek reconsideration of a final decision of the agency before seeking judicial review.

#98-135 People v. Wilburn, S072184. (E019537.) Unpublished opinion. Petition for review after the Court of Appeal dismissed an appeal. This case presents an issue concerning whether a certificate of probable cause may be obtained belatedly while a postplea appeal is already pending in the Court of Appeal, which is related to an issue before the court in People v. Mendez, S066175. (See #98-11.)

DISPOSITIONS

#95-163 People v. Superior Court (Missamore), S044037, was transferred to the Court of Appeal with directions to dismiss as moot.

#97-88 Hubbard v. Superior Court, S060927, was dismissed and remanded to the Court of Appeal. The opinion of the Court of Appeal, originally printed at 53 Cal.App.4th 587, was ordered republished.

The following cases were dismissed and remanded to the Court of Appeal:

#96-66 Warner v. General Telephone Co., S052974.

#96-173 Voights v. Brutco Engineering & Construction Co., Inc., S056914.

#97-176 Sandoval v. State of California, S064568.

#97-196 Zeiger v. State of California, S065502.

STATUS

Los Angeles Alliance for Survival v. City of Los Angeles, S073451.

Request by the United States Court of Appeals for the Ninth Circuit for the answer to a certified question of state law submitted pursuant to rule 29.5 of the California Rules of Court. The Supreme Court issued an order permitting the filing of letters

or briefs in support of, or in opposition to, the request by October 6, 1998, and the filing of replies by October 16, 1998.